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Attorneys for Official Committee of Unsecured Creditors

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

**In Re:**

**USA Commercial Mortgage Company  
06-10725 – Lead Case**

**USA Capital Realty Advisors, LLC  
06-10726**

**USA Capital Diversified Trust Deed Fund,  
LLC  
06-10728**

**USA Capital First Trust Deed Fund, LLC  
06-10728**

**USA Securities, LLC  
06-10729**

**Debtors.**

Jointly Administered

Chapter 11 Cases

Judge Linda B. Riegler Presiding

**Affecting:**

.. All Cases

**or Only:**

× USA Commercial Mortgage Company

.. USA Capital Realty Advisors, LLC

.. USA Capital Diversified Trust Deed Fund, LLC

.. USA Capital First Trust Deed Fund, LLC

**DECLARATION OF ROB CHARLES IN SUPPORT OF LEWIS AND ROCA'S  
FIRST INTERIM APPLICATION FOR ALLOWANCE OF COMPENSATION  
AND REIMBURSEMENT OF EXPENSES INCURRED AS ATTORNEYS FOR  
OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF USA  
COMMERCIAL MORTGAGE COMPANY**

I, Rob Charles, Esq., hereby declare:

1. The following facts are personally known to me, and if called to do so, I could and would competently testify thereto.

2. I am a partner with the law firm of Lewis and Roca LLP ("Lewis and Roca"), attorneys for the Official Committee of Unsecured Creditors of USA Commercial



1 Mortgage Company (the “Committee”) and I make this declaration in support of Lewis  
 2 and Roca’s First Interim Application for Allowance of Compensation and Reimbursement  
 3 of Expenses Incurred as Attorneys for Official Committee of Unsecured Creditors (the  
 4 “Application”).

5 3. I have personally reviewed the information contained in the Application and  
 6 the same is true and correct to the best of my knowledge, information and belief.

7 4. Lewis and Roca served its monthly invoice upon the Committee, and the  
 8 Committee has authorized the filing of the Application.

9 5. Lewis and Roca bills for expenses, including in-house photocopies (20¢ per  
 10 page); outgoing facsimiles (\$1 per page); messenger service (actual cost when outside  
 11 messenger service is required on an emergency or out of area basis); postage (actual  
 12 costs); long distance telephone (actual costs); and third party expenses (including court  
 13 reporter fees, cost of tapes and transcripts, outside copying service, filing fees and meals);  
 14 and Westlaw, Lexis (at the unit-rate charged by the vendors).

15 6. The chronological list of fees and expenses incurred through July 31, 2006  
 16 attached to the Application as Exhibits 1 and 2 respectively are true and accurate copies of  
 17 invoices that are maintained by Lewis and Roca in the ordinary course of business.

18 7. I have personally reviewed and edited the bill in this matter, and it represents  
 19 true and correct charges to the best of my knowledge, information and belief.

20 DATED August 31, 2006.

21 LEWIS AND ROCA LLP

22  
 23 By: /s/ RC (#0006593)  
 24 Susan M. Freeman  
 25 Rob Charles  
 26 *Attorneys for the Official Unsecured  
 Creditors’ Committee for USA  
 Commercial Mortgage Company*